

AO 240 (Rev. 07/10) Application to Proceed in District Court Without Prepaying Fees or Costs (Short Form)

## UNITED STATES DISTRICT COURT

for the

Northern District of New York

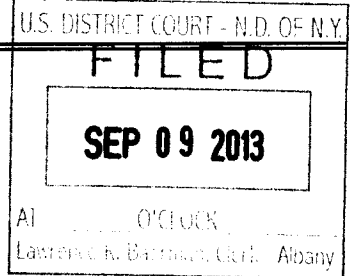
MICHAEL R. SMITH

Plaintiff/Petitioner

v.

NEW FALLS CORPORATION

Defendant/Respondent

Civil Action No. 8:13cv1127(LEK/RFT)APPLICATION TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING FEES OR COSTS  
(Short Form)

I am a plaintiff or petitioner in this case and declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief requested.

In support of this application, I answer the following questions under penalty of perjury:

1. *If incarcerated.* I am being held at: \_\_\_\_\_.

If employed there, or have an account in the institution, I have attached to this document a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months for any institutional account in my name. I am also submitting a similar statement from any other institution where I was incarcerated during the last six months.

2. *If not incarcerated.* If I am employed, my employer's name and address are: \_\_\_\_\_.

My gross pay or wages are: \$ 0.00, and my take-home pay or wages are: \$ 0.00 per  
(specify pay period) \_\_\_\_\_.

3. *Other Income.* In the past 12 months, I have received income from the following sources (check all that apply):

- |  |   |  |
|--|---|--|
| (a) Business, profession, or other self-employment | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No            |
| (b) Rent payments, interest, or dividends          | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| (c) Pension, annuity, or life insurance payments   | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| (d) Disability, or worker's compensation payments  | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| (e) Gifts, or inheritances                         | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |
| (f) Any other sources                              | <input type="checkbox"/> Yes            | <input checked="" type="checkbox"/> No |

If you answered "Yes" to any question above, describe below or on separate pages each source of money and state the amount that you received and what you expect to receive in the future.

I do some accounting/bookkeeping contracting for a business in the area. The income is about 4k to 5k per year.

4. Amount of money that I have in cash or in a checking or savings account: \$ 20.00 .

5. Any automobile, real estate, stock, bond, security, trust, jewelry, art work, or other financial instrument or thing of value that I own, including any item of value held in someone else's name *(describe the property and its approximate value)*:

- 1999 Dodge Dakota, Junk Value, still runs.
- 1987 Chevy \$1000 value, I've had it since new in 1987.
- IRA, Approx. 65k value, Can't access w/o IRS penalty & current state court judgment.
- Own Home @ 26 County Route 18, Approx. 75k value, Can't access equity from state court judgment.

6. Any housing, transportation, utilities, or loan payments, or other regular monthly expenses *(describe and provide the amount of the monthly expense)*:

- Home Equity Line of credit, No Available Balance, Pay \$100 a month
- Electric, average \$100/mo.
- Cable/Internet/Phone \$65/mo
- Fuel Oil, \$800/yr.
- Vehicle Expense, Insurance \$40/mo., Gas \$50/mo.

7. Names (or, if under 18, initials only) of all persons who are dependent on me for support, my relationship with each person, and how much I contribute to their support:

- None, N/A.

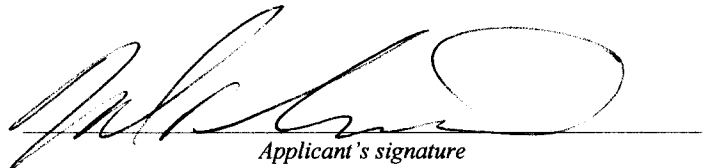
8. Any debts or financial obligations *(describe the amounts owed and to whom they are payable)*:

- Chase Home Equity Loan, 10k Balance.

**Declaration:** I declare under penalty of perjury that the above information is true and understand that a false statement may result in a dismissal of my claims.

Date:

9/4

  
Applicant's signature

MICHAEL R. SMITH

Printed name